



The help you need

Northwest Software, Inc.
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Beaverton, OR 97006 USA
Phone 503-629-0303
Fax 503-645-5892
www.nwsi.com

Transmitted via Fax 571-273-8300 and First Class Mail

To: US Patent and Trademark Office
Attn: Ms. Alesia M. Brown, Petitions Attorney
Office of Petitions
P.O. Box 1450
Alexandria, VA 22313-1450

May 25, 2010

RECEIVED

JUN 07 2010

OFFICE OF PETITIONS

RE: Application No. 09/757,322
Decision on Petition Mailed on Dec 22, 2008 ("Petition Decision")
Request for Reconsideration of Petition Decision

Dear Ms. Brown,

The examiner, Mr. Jonathan Ouellette, faxed me last week a copy of the above referenced Petition Decision as I never received the copy which the Office of Petitions apparently mailed to my prior address (14245 NW Melody Lane) and copied the same to some unknown address in Canada which we never submitted!

The Office of Petitions Dismissed our application without Prejudice because "the instant petition is not signed by all the inventors.." or "..the assignee..". I am a confused because the Amendment was signed by myself both on behalf of the Assignee and the first inventor. As you may be aware, in October 2008, I submitted Statement under CFR 3.73(b) to establish that Northwest Software, Inc. is the assignee of the entire right, title and interest ("Assignee"). I also submitted the fee along with the Petition for Revival under CFR 1.137(a). Our October 22, 2008 amendment was signed both by the Assignee and myself as the first inventor. I have attached a computer copy of the October 2008 transmittal letter which was signed by the Assignee and included with the Amendment.

Per your phone message from last week, I am submitting this written request for reconsideration of the above referenced Petition Decision. I am also requesting that the address be changed as requested in Assignee's attached letter from October 2008. Further, please remove the Canada address where a copy of the Petition Decision was mailed as it appears to be an administrative or clerical error at the Office of Petitions.

In order to prevent any further undue delay, I would appreciate if you could also forward a copy of any written communication to the two addresses included in Assignee's 2008 letter, which I am also including here for convenience:

Assignee:

Northwest Software, Inc.
Attention: Chetan Shah, Vice-President
PO Box 91396
Portland, OR 97291-0396

First Inventor:

Chetan Shah
602 SW 68th Terrace
Portland, OR 97225
Tel: 503-206-8484



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Ms. Alesia M. Brown
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Since our application was first submitted in January 2001, if there is any other technical deficiency I would sincerely appreciate either a phone call (Tel: 503-206-8484) or an email at chetanpshah@gmail.com so we may discuss and expeditiously resolve it.

I look forward to your favorable response. Thank you for your time.

Sincerely,

A handwritten signature in black ink, appearing to read "Chetan Shah", written over a horizontal line.

Chetan Shah
Vice-President
Northwest Software, Inc.
(First Inventor)

Attachment: Transmittal letter dated 10/20/2008



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To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

October 20, 2008

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JUN 07 2010

OFFICE OF PETITIONS

RE: Application No. 09/757, 322; Filing date: January 9, 2001

1. Statement Under 37 CFR 3.73(b)
2. Petition for Revival of an application for Patent Abandoned Unavoidably
3. Change of Address

Dear Commissioner,

Enclosed please find the following documents:

1. "Statement Under 37 CFR 3.73(b)" to establish that Northwest Software, Inc. is the assignee of the entire right, title and interest. Please refer to the submitted assignment document filed previously for recordation on January 9, 2001 at the time of our original patent application.

2. Petition for Revival of an Application for Patent Abandoned Unavoidably under CFR 1.137(a) and a check in the amount of \$270.00 for the small entity fee. The following documents are attached in support of the petition:

Reply to board decision in the form of amended claims, made on the basis of Mr. Jonathan Ouellette's email dated October 15, 2008;

Proof of unavoidable circumstance: Disability Payment to the undersigned 4/19/2008 through 7/18/2008 (please note that surgeon's chart notes and evidence of admittance in emergency due to post-surgery complication is available upon request);

Email from attorney who erroneously informed us that we should receive an Office action to amend the allowed claims; instead we received a notice of abandonment;

3. Change of Address: Please make note of the following addresses and telephone numbers for further communication:

Assignee:
Northwest Software, Inc.
Attention: Chetan Shah, VP
PO Box 91396
Portland, OR 97291-0396
Tel: 503-629-5947

First Inventor:
Chetan Shah
602 SW 68th Terrace
Portland, OR 97225
Tel: 503-206-8484



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Should you have any questions, please feel free to contact me.

Yours Sincerely,

Chetan Shah
Vice-President

Attachments:

1. Statement Under 37 CFR 3.73(b)
2. Petition for Revival of an application for Patent Abandoned Unavoidably under 37 CFR 1.137(a)
3. Check in the amount of \$270

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